

**Annual Meeting of the Judicial Conference of Indiana
September 13-15, 2006
South Bend**

CONFERENCE AGENDA

WEDNESDAY, SEPTEMBER 13

9:00 a.m.

REGISTRATION

10:15 - 11:45 a.m.

EARLY BIRD SESSIONS

Prisoner Litigation Issues

Prisoner litigation issues and special problems generated by having a DOC facility in the county will be examined. Discussion topics to include: issues with appearance and prosecution of actions by prisoners, pro se issues, small claims actions, frivolous lawsuits, civil rights actions, and administrative complaints.

Judicial Discretion in Indiana

This session will assist judges in identifying when a matter is committed to the court's discretion as opposed to the application of a rule of law to factual findings, and will provide assistance in making the record to better explain the decision to the parties and the appellate court. Particular attention will be given to identifying various categories of discretion and the reasons for the trial court's discretion.

Using Mediation Skills Both On and Off the Bench

Join this interactive session to develop your skills as a mediator and gain insight on how to use the skills of dispute resolution and problem solving in a variety of settings, both on and off the bench.

COMPUTER CLASS ON WEDNESDAY MORNING

(See JTAC page for details.)

Guide to Google

11:45 a.m. BUFFET LUNCH

11:45 a.m. IJA Board of Managers Lunch/Meeting

1:15 - 2:30 p.m.

ANNUAL MEETING CONVENES - OPENING SESSION

3:00 - 4:30 p.m.

CONCURRENT SESSIONS

The Recent Federalism Jurisprudence of the United States Supreme Court and its Implications for State Courts

This session will examine the Supreme Court's recent federalism jurisprudence. In particular, it will discuss how that jurisprudence directly impacts state courts, and will examine federalism issues that lay on the horizon for state courts.

Jury Management Issues

A panel of judicial officers will focus attention on a number of different jury administration issues such as: the new jury pool list, *Batson* issues, recent rule and legislative amendments, dealing with juror "no-shows," statutory jury plans for computerized selection systems, and Americans with Disability Act issues. *(This session will be repeated on Friday morning.)*

Judicial Ethics “Jeopardy” Re-Visited E

In a return engagement from the September 2005 Conference, this updated interactive session will explore a number of ethical issues under the Canons.

Immigration Law Basics and Rights of Non-Citizens

This presentation will include a survey of the basic concepts in immigration law, including immigrant and nonimmigrant categories, asylum and diversity classifications as well as exclusion and removal grounds and citizenship. The presentation will include a brief discussion regarding the rights of those who are not United States citizens. *(This session will be repeated on Thursday afternoon.)*

COMPUTER CLASSES ON WEDNESDAY AFTERNOON

(See JTAC page for details.)

Demystifying the Internet

Creating Forms and Templates in MS Word

JUDICIAL OFFICER BENEFIT INFORMATION

Staff from the Division of State Court Administration will be available each day of the conference to answer questions about judicial officer benefits. They will also present various benefit sessions each day.

3:00 - 4:30 p.m.

2006 Benefits Overview

Information will be provided on the various benefit plans currently offered. Tips on the Open Enrollment process, family status changes and general payroll/benefit reminders will also be included in the presentation.

6:00 - 8:00 p.m.

INFORMAL EVENING EVENT AT THE CENTURY CENTER

Join us for an evening of food, fun and fellowship with judicial officers from all over the state and representatives from the University of Notre Dame Law School. Hearty hors d'oeuvres (enough to make a meal) will be provided in an informal setting complete with a beautiful view of the St. Joseph River. This event is being co-sponsored by the Notre Dame Law School.

THURSDAY, SEPTEMBER 15

7:30 - 8:30 a.m. “Early Bird” Table Discussions

An extra opportunity is offered to have dialogue with fellow judicial officers on the following topics: protection orders; court alcohol and drug programs; re-entry/ problem solving courts; firearms retention; and retirement issues.

8:45 - 9:45 a.m.

PLENARY SESSION: THE BUSINESS OF JUDGING

Topics of current interest to all judicial officers will be addressed including a JTAC Update and the Court Management Committee’s Emergency Response Recovery Plan: Continuity of Judicial Operations. .

10:00 a.m. - 12:20 p.m.

CONCURRENT SESSIONS

(Each of these one hour sessions will be offered twice, except Judicial Ethics.)

Family Law Update

This case law update session will recap decisions from the past year in the family law arena of dissolution, property division, child custody, child support, and parenting time.

Criminal Law Update

The speaker will review Indiana and United States Supreme Court decisions handed down in the last year impacting criminal law and procedure.

Indiana Confidential

How should judicial officers, court staff, and clerks respond to requests for confidential court records? When are confidential documents discoverable? What procedures should be used to resolve discovery issues about confidential records? These and similarly classified matters will be considered.

Ethics for Judicial Officers (Part 1 & 2) E

The first hour will include an overview of the various causes of misconduct and the most commonly violated Canons of Judicial Conduct. The second hour will include a discussion on various causes of misconduct: gender and racial bias, sexual harassment in the legal profession, off-the-bench activities, balancing judicial rights and duties, and weighing conflicting Code provisions.

COMPUTER CLASSES ON THURSDAY MORNING

(See JTAC page for details.)

Beginning LexisNexis

Child Support Calculator

JUDICIAL OFFICER BENEFIT SESSIONS

The High Deductible Health Plan will be discussed by Anthem at 10:00 a.m. Tower Bank will discuss the Health Savings Account at 11:20 a.m. A representative from the Retired Indiana Public Employees Association will be present at each session. Representatives from the Judges' Retirement Plan (PERF) and Deferred Compensation (Great West Retirement Services) will give overviews of their retirement plans at 2:30 p.m.

12:30 - 2:15 p.m. LUNCH

72nd Annual Meeting of the Indiana Judges Association

2:30 - 4:00 p.m.

CONCURRENT SESSIONS

International Terrorists: Criminal Defendants or Enemy Combatants?

The field of international criminal law will be examined, specifically terrorism and anti-terrorist financing.

Advocacy and Evidence Through the Eyes of the Trial Judge

The speaker will explore the presentation of evidence by lawyers during a trial. Topics that will be addressed include: proper witness questioning techniques, the parameters of opening statements, proper foundation for impeachment and proper application of the Rules of Evidence.

Immigration Law Basics and Rights of Non-Citizens

This presentation will survey the basic concepts in immigration law, including immigrant and nonimmigrant categories, asylum and diversity classifications as well as exclusion and removal grounds and citizenship. The presentation will include a brief discussion regarding the rights of those who are not United States citizens. *(Repeat of Wednesday afternoon's session.)*

Implementing a System of Cooperative Family Law

Some judicial officers report that their influence and ability to help in family cases actually expand as they rely less on rulings and more on involving attorneys and parents in cooperative problem-solving. This session will give a practical overview of fourteen specific measures courts could adopt to create a comprehensive judicial-led system of cooperative family law.

The History of Indiana Law

The newly released book, *The History of Indiana Law*, is comprised of essays regarding Indiana law and how it has adapted to the needs of an increasingly complex society. A panel of contributors will discuss their findings.

COMPUTER CLASSES ON THURSDAY AFTERNOON

(See JTAC page for details.)

Advanced LexisNexis

Guide to Google

4:15 p.m. Senior Judge Meeting
4:30 p.m. An Hour of Active Yoga

6:00 - 7:30 p.m. Reception at the College Football Hall of Fame

The history and pageantry of College Football lives in Downtown South Bend! Enjoy the hospitality of the St. Joseph County Bar Association and local law firms while touring the National College Football Museum and experiencing the interactive skills course.

FRIDAY, SEPTEMBER 16

7:00 - 8:30 a.m. BREAKFAST BUFFET

8:30 - 9:30 a.m.

PLENARY CLOSING SESSION

- Certificates will be awarded to the graduates of the Indiana Judicial College.
- Closing Presentation by Dr. Isaiah M. Zimmerman, Clinical Psychologist,
“*Dealing with Judicial Stress in the 21st Century.*”

10:00 - 11:30 a.m.

CONCURRENT SESSIONS

Department of Correction: A Roundtable Discussion

Join in a discussion with the Commissioner of the Department of Correction and his staff about select topics of interest to both judicial officers and the DOC.

Court Rules & Recent Legislation

Select legislation from the 2005 General Assembly will be reviewed including the child custody relocation legislation and the new sex offender legislation. Recent rule amendments and local rules will also be discussed.

Positive Psychology for Judicial Wellness E

Judges are usually too busy to realize that they live and work in the midst of a powerful convergence of demands, quite unlike that of most officials. Heavy dockets, the restrictions imposed by the ethical canons, as well as the isolation of the position all add to a stress convergence. This also extends to their families. Recent findings and research of health and positive psychology offer an encouraging and practical set of concepts and suggestions suited to the judicial career.

Jury Management Issues

Faculty members will focus attention on a number of different jury administration issues such as: the new jury pool list, *Batson* issues, recent rule and legislative amendments, dealing with juror “no-shows,” statutory jury plans for computerized selection systems, and Americans with Disability Act issues. (*Repeat of Wednesday afternoon’s session.*)

COMPUTER CLASSES ON FRIDAY MORNING

(*See JTAC page for details.*)

Demystifying the Internet

Beginning MS Excel

JUDICIAL OFFICER BENEFIT SESSION

10:00 - 11:30 a.m. 2006 Benefits Overview

Information will be provided on the various benefit plans currently offered. Tips on the Open Enrollment process, family status changes and general payroll/benefit reminders will also be included in the presentation.

11:30 a.m. CONFERENCE ADJOURNS

ANNUAL MEETING GUEST FACULTY

In addition to a number of Indiana Judicial Officers serving as faculty , guest faculty to include:

Charles A. Asher
Attorney and Family Law Mediator
South Bend

Professor A. J. Bellia
Notre Dame Law School

Hon. Sanford M. Brook
Judicial Arbiter Group, Inc.
Denver, Colorado

Professor Derrick A. Carter
Valparaiso University School of Law

Commissioner J. David Donahue
Department of Correction

Professor Jimmy Gurule
Notre Dame Law School

Hon. Michael Keasler
Texas Court of Criminal Appeals

John L. Krauss, Director
Center for Urban Policy and the Environment

Professor Maria Pabon Lopez
Indiana University School of Law - Indianapolis

Hon. Allen Sharp, United States District Judge
Northern District of Indiana

Professor J. Eric Smithburn
Notre Dame Law School

Andrew Soshnick
Baker and Daniels

Dr. Isaiah M. Zimmerman
Clinical Psychologist, Washington D.C.

JTAC OPPORTUNITIES

JTAC Internet Café - Each day of the conference you are invited to visit the JTAC Room, where you can meet with members of the JTAC staff, and learn more about various technology initiatives and special JTAC programs designed to assist your court. You can also access the Internet and check your e-mail if you have a web enabled account.

Advanced LexisNexis**

- Thursday, 2:30 p.m.

Prerequisite: Intermediate knowledge of computers, the Internet, and the LexisNexis database.

Take your LexisNexis knowledge to the next level. This training session will cover how to use Lexis for Indiana-specific legal research and advanced search techniques. *Laptops will be provided for hands-on training.*

Beginning LexisNexis

- Thursday, 10:00 & 11:20 a.m.

Prerequisite: Moderate knowledge of computers and the Internet. This course is intended for beginners and for those that need a refresher course. Learn how to use LexisNexis to access legal information and news for Indiana and beyond. Training will involve demonstrations of time-saving methods for accessing Indiana case law, statutes and regulations, as well as other state and federal material. The ability to instantly Shepardize all case law will be a focal point, as will print and download functionality

Beginning MS Excel**

- Friday, 10:00 a.m.

Prerequisite: Basic Computer Knowledge. Excel is the computer equivalent of a paper ledger sheet, and it can make number manipulation easy and somewhat painless. It is often used for calculating a column of numbers or can be used to generate a more sophisticated formula to calculate some statistical measure on a list of numbers. This course will teach the basics of Microsoft Excel. *Laptops will be provided for hands-on training.*

Child Support Calculator**

- Thursday, 10:00 & 11:20 a.m.

Prerequisite: Beginning knowledge of the Internet and Microsoft Excel. This class will explain the difference between the Supreme Court's online and downloadable calculators, and will give you a hands-on introduction to using both versions. *Laptops will be provided for hands-on training.*

Creating Forms and Templates in MS Word**

- Wednesday, 3:00 p.m.]

*Prerequisite: Intermediate understanding of Microsoft Word; this class is **not** for beginners.*

Microsoft Word and similar word processors have made the creation of electronic documents and forms so easy; but we often find ourselves repeatedly using the same document types, and the people who fill out our forms increasingly want to do so electronically! This class will cover the use of form fields to create forms that can be easily completed in Word and offer tips for how to use form tools to create templates for commonly used document types. *Laptops will be provided for hands-on training.*

Demystifying the Internet

- Wednesday, 3:00 p.m.; Friday, 10:00 a.m.

Prerequisite: Basic understanding of using the Internet and interest in Internet trends. Internet technology advances at lightning pace, and if it isn't your bread and butter, it can be hard to keep up with new concepts and all the techno-lingo we hear around the water cooler or from the mouths of babes. This course will cover—or rather, uncover—the wonders of the Internet, including a basic explanation of how it works, a discussion of the various tools we use to access it from our computers, and all kinds of Internet trends, like blogging and podcasts.

Guide to Google

- Wednesday, 10:15 a.m.; Thursday, 2:30 p.m.

Prerequisite: Basic understanding of using the Internet. The word “google” has recently entered the lexicon as a generic term for searching the world wide web; but much like Kleenex, it's actually quite specific. The Google™ search engine is the most popular website for searching the Internet, and the company is constantly adding new (FREE) features and tools that can enhance your online experience. This class will not only offer tips for better web searches, but it will also introduce you to some of the other Google™ tools—both the tried and true and the experimental.

**** The “hands-on” computer classes will have 12 laptops available to be used on a first come, first served basis. All computer classes will be held at the Century Center.**